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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/696,833	10/30/2003	Michael Eugene Prosek	

MICHAEL E. PROSEK
4766 MARSH HAMMOCK DRIVE EAST
JACKSONVILLE, FL 32224

CONFIRMATION NO. 9119

FORMALITIES
LETTER

Date Mailed: 04/26/2006

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Additional claim fees of \$1000 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1000 for a Small Entity

- Total additional claim fee(s) for this application is \$1000
 - \$1000 for 10 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Office of Initial Patent Examination (571) 272-4000, or 1-800-PTO-9199, or 1-800-972-6382
PART 3 - OFFICE COPY

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Michael E. Prosek

Application No./Patent No.: 10/696,833

Filed/Issue Date: 10/30/2003

Titled:
ADJUSTABLE LENGTH CANNULA

Albert J. Mitchell, an individual

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest in;
2. an assignee of less than the entire right, title, and interest in
(The extent (by percentage) of its ownership interest is _____ %); or
3. the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made) the patent application/patent identified above, by virtue of either:
 - A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 024919, Frame 0356, or for which a copy therefore is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

 Additional documents in the chain of title are listed on a supplemental sheet(s). As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature

02 September 2010

Date

Attorney of record (30,668)

William E. Noonan, Esq.

Printed or Typed Name

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

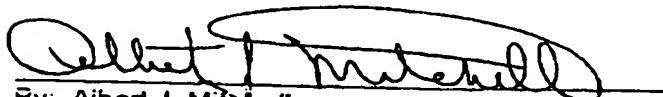
ASSIGNMENT AND INDEMNIFICATION

In consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, Michael Ugene Prosek ("ASSIGNOR") hereby sells, assigns and transfers to Albert J. Mitchell, ("ASSIGNEE") having an address of 17561 Taylor Drive, Fort Myers, FL 33908, his successors, assigns and legal representatives, ASSIGNOR'S entire right, title and interest for the United States and all foreign countries in and to any and all inventions which are disclosed in United States Patent Application Serial No. 10/696,833, filed October 30, 2003 and entitled ADJUSTABLE LENGTH CANNULA and in and to said patent application and all divisional, continuing, substitute, renewal, reissue, related nonprovisional and other applications for Letters Patent which have been or shall be filed in the United States and all foreign countries on any of said inventions; and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on said inventions including the right to apply for patent rights in each foreign country and all rights to priority.

Upon execution of this Assignment by ASSIGNOR, ASSIGNEE agrees to indemnify ASSIGNOR and to hold ASSIGNOR harmless for any and all costs, fees, expenses, damages and all other financial and legal liabilities of any kind or nature relating to patent prosecution, patent infringement, product liability or otherwise resulting from or involving the Adjustable Length Cannula, United States Patent Application Serial No. 10/696,833 or any product manufactured under that patent application.


By: Michael Ugene Prosek

Dated: 7-22-2010


By: Albert J. Mitchell

Dated: 7/15/2010

D: WILLIAM E. NOONAN COMPANY: POB 07338

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

SEPTEMBER 01, 2010

PTAS

501278068A

WILLIAM E. NOONAN
POB 07338
FORT MYERS, FL 33919UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 08/31/2010

REEL/FRAME: 024919/0356
NUMBER OF PAGES: 2BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: MIT101ASSIGNOR:
PROSEK, MICHAEL

DOC DATE: 07/22/2010

ASSIGNEE:
MITCHELL, ALBERT J.
17561 TAYLOR DR.
FORT MYERS, FLORIDA 33908SERIAL NUMBER: 10696833
PATENT NUMBER:
TITLE: ADJUSTABLE LENGTH CANNULAFILING DATE: 10/30/2003
ISSUE DATE:

) : WILLIAM E. NOONAN COMPANY : POB 07338

024919/0356 PAGE 2

ALLYSON PURNELL, EXAMINER
ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION

D:WILLIAM E. NOONAN COMPANY:POB 07338

PATENT ASSIGNMENTElectronic Version v1.1
Stylesheet Version v1.1**08/31/2010
501278068**

SUBMISSION TYPE:	NEW ASSIGNMENT										
NATURE OF CONVEYANCE:	ASSIGNMENT										
CONVEYING PARTY DATA											
<table border="1"><tr><td>Name</td><td>Execution Date</td></tr><tr><td>Michael Prosek</td><td>07/22/2010</td></tr></table>		Name	Execution Date	Michael Prosek	07/22/2010						
Name	Execution Date										
Michael Prosek	07/22/2010										
RECEIVING PARTY DATA											
<table border="1"><tr><td>Name:</td><td>Albert J. Mitchell</td></tr><tr><td>Street Address:</td><td>17581 Taylor Dr.</td></tr><tr><td>City:</td><td>Fort Myers</td></tr><tr><td>State/Country:</td><td>FLORIDA</td></tr><tr><td>Postal Code:</td><td>33908</td></tr></table>		Name:	Albert J. Mitchell	Street Address:	17581 Taylor Dr.	City:	Fort Myers	State/Country:	FLORIDA	Postal Code:	33908
Name:	Albert J. Mitchell										
Street Address:	17581 Taylor Dr.										
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PROPERTY NUMBERS Total: 1											
<table border="1"><tr><td>Property Type</td><td>Number</td></tr><tr><td>Application Number:</td><td>10696833</td></tr></table>		Property Type	Number	Application Number:	10696833						
Property Type	Number										
Application Number:	10696833										
CORRESPONDENCE DATA											
Fax Number:	(239)481-0993										
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>											
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ATTORNEY DOCKET NUMBER:	MIT101										
NAME OF SUBMITTER:	William E. Noonan										
Total Attachments: 1 source=MITCHELL ASSIGNMENT 083110#page1.tif											

OP \$40.00 10696833